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TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(s))			Docket No. 14540	
In Re Application Of: BARWICZ, Andrzej et al.				
Serial No. 10/724,356	Filing Date December 1, 2003	Examiner Not yet specified	Group Art Unit Not yet specified	
Title: FLASH OPTICAL PREFORMANCE MONITOR				
Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450				
37 CFR 1.97(b)				
1. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.				
37 CFR 1.97(c)				
2. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:				
<div style="margin-left: 40px;"> <input type="checkbox"/> the statement specified in 37 CFR 1.97(e); </div>				
OR				
<div style="margin-left: 40px;"> <input type="checkbox"/> the fee set forth in 37 CFR 1.17(p). </div>				

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Serial No. 10/724,356	Filing Date December 1, 2003	Examiner Not yet specified	Group Art Unit Not yet specified
FLASH OPTICAL PREFORMANCE MONITOR			
<p style="text-align: center;">Payment of Fee</p> <p style="text-align: center;">(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))</p> <p> <input type="checkbox"/> A check in the amount of _____ is attached. </p> <p> <input type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. _____ as described below. </p> <div style="margin-left: 40px;"> <input type="checkbox"/> Charge the amount of _____ </div> <div style="margin-left: 40px;"> <input type="checkbox"/> Credit any overpayment. </div> <div style="margin-left: 40px;"> <input type="checkbox"/> Charge any additional fee required. </div> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%;"> <p style="text-align: center;">Certificate of Transmission by Facsimile*</p> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (F: _____) </div> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> _____ (Date) </div> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> _____ Signature </div> <div style="border: 1px solid black; padding: 5px;"> _____ Typed or Printed Name of Person Signing Certificate </div> </div> <div style="width: 45%;"> <p style="text-align: center;">Certificate of Mailing by First Class Mail</p> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. </div> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> _____ Signature of Person Mailing Correspondence </div> <div style="border: 1px solid black; padding: 5px;"> _____ Typed or Printed Name of Person Mailing Certificate </div> </div> </div> <p style="margin-top: 10px;"> *This certificate may only be used if paying by deposit account. </p> <div style="display: flex; justify-content: space-between; align-items: flex-end; margin-top: 20px;"> <div style="width: 45%;"> <p style="text-align: center;">Signature</p> </div> <div style="width: 45%;"> <p style="text-align: center;">Dated: August 12, 2004</p> </div> </div>			

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CC:



ATTORNEY DOCKET NO.: 14540
CUSTOMER NUMBER: 000293

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re patent application of:

**BARWICZ, Andrzej; MORAWSKI, Roman Z; MIEKINA, Andrzej;
LESUEUR, Sebastien.**

Serial No.: **10/724,356** Group Art Unit: **NOT YET ASSIGNED**
Filed: **December 1, 2003** Examiner: **NOT YET ASSIGNED**
Title: **FLASH OPTICAL PERFORMANCE MONITOR**

Mail Stop DD
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty to disclose under 37 CFR §1.56, Applicant submits herewith Forms PTO/SB/08A and PTO/SB/08B listing references of which the Applicant is aware and which are brought to the attention of the Examiner. In accordance with 37 CFR §1.98(a)(2), a copy of each document listed in the enclosed Forms PTO/SB/08A and PTO/SB/08B is submitted herewith excluding U.S. patent references.

U.S. patent references are not enclosed pursuant to the Office's waiver (published in the Official Gazette – August 5, 2003) of such requirement for all U.S. national patent applications and for all international applications that have entered the national stage under 35 USC 371 filed after June 30, 2003.

The filing of this IDS shall not be construed as a representation that a search has been made, an admission that the information cited is, or is considered to be, material for patentability,

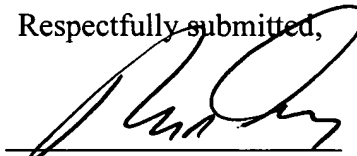
or that no other material information exists. This filing shall not be construed as an admission against interest in any matter.

This IDS is submitted pursuant to 37 CFR §1.97(b) and, accordingly, no fee is believed to be due for consideration of the documents submitted herewith.

Applicant respectfully requests consideration of the items listed and requests the Examiner to return a copy of the attached Forms PTO/SB/08A and PTO/SB/08B after being marked as being considered by the Examiner.

Date: AUGUST 12, 2004

Respectfully submitted,



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Substitute for form 1449A/PTO <h2 style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="text-align: center;">(use as many sheets as necessary)</p>			Complete if Known	
			Application Number	10/724,356
			Filing Date	Dec 1, 2003
			First Named Inventor	BARWICZ, Andrzej et al.
			Art Unit	NOT YET SPECIFIED
			Examiner Name	NOT YET SPECIFIED
			Attorney Docket Number	14540
Sheet	1	of	2	

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
		US- 5,751,767		05-12-1998	TATSUMI, Satoshi	
		US- 2002/0130256	A1	09-19-2002	MACKI, David et al.	
		US- 2002/0141010	A1	10-03-2002	RODGERS, Dave et al.	
		US- 2002/0149814	A1	10-17-2002	SORIN, Wayne	
		US- 6,377,730	B1	04-23-2002	BERGMANN, Ernest et al.	
		US- 2002/0063923	A1	05-30-2002	COPPETA, David et al.	
		US- 6,407,376	B1	06-18-2002	KORN, Jeffrey et al.	
		US- 2002/0172458	A1	11-21-2002	DOWNIE, John	
		US- 6,473,210	B1	10-29-2002	EVJENTH, Erik et al.	
		US- 2003/0030859	A1	02-13-2003	YOUN, Ji-Wook et al.	
		US- 2003/0048498	A1	03-13-2003	PEARSON, Matt et al.	
		US- 2003/0066953	A1	04-10-2003	KWON, Seo-Won	
		US- 6,570,686	B1	05-27-2003	KIM, Byeong-Hoon	
		US- 2002/0141009	A1	10-03-2002	YU, Jin et al.	
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FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. 1	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T6
		Office3	Number4	Kind5 (if known)				

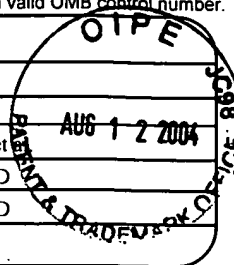
Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

14540



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